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Attorney's Docket No: A-2829

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By:  Date: September 29, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic. No. : 09/852,348 Confirmation No.: 4692  
Inventor : Lutz Richter, et al.  
Filed : May 9, 2001  
TC/A.U. : 3721  
Examiner : Gloria R. Weeks  
Customer No.: 24131

PATENT MAINTENANCE  
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Hon. Commissioner for Patents  
Alexandria, VA 22313-1450

REQUEST FOR REFUND

Sir:

Appellants filed a *Brief on Appeal* on May 17, 2004 accompanied by the appeal brief fee in the amount of \$330.00. Appellants then received a non-final Office action from the Examiner dated August 19, 2004, thus reopening prosecution on the merits prior to a decision on appeal. Applicants filed a response to the Office action of August 19, 2004, as a result of which the application was not allowed and the appeal process was initiated once more by filing a *Notice of Appeal* on July 26, 2005, followed by a *Brief on Appeal* on September 26, 2005.

In accordance with MPEP 12.81, appellants are entitled to a refund for the appeal fee paid on July 26, 2005, since that fee was already paid. Counsel respectfully requests that the amount of \$500.00 be credited to counsel's Deposit Account No. 12-1099 of Lerner and Greenberg, P.A.

Respectfully submitted,

  
Laurence A. Greenberg

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